

HOUSE BILL 1794

By Hardaway

AN ACT to amend Chapter 1 of the Public Acts of 2011
(Senate Bill 25 / House Bill 51), relative to
administration of local education agencies.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 1 of the Public Acts of 2011 (Senate Bill 25 / House Bill 51), is amended by inserting the following language immediately preceding the final section and by renumbering the final section accordingly:

SECTION _____. Tennessee Code Annotated, Section 49-2-106, is amended by adding the following language as a new subsection (b) and by the redesignating the subsequent subsection accordingly:

(b)

(1) If a special school district is created, then no act to create a new special school district shall be introduced in either the house of representatives or the senate, unless the general assembly receives a comprehensive plan for operation of the new special school district. The comprehensive plan shall consider and provide for each of the following matters:

(A) Administrative organization of the proposed new system;

(B) A method to ensure no diminution in the level of the educational service in the schools of the new system as compared to the schools of the system or systems from which the proposed new system shall draw students;

(C) The acquisition of the facilities and personal property necessary for operation of a school system;

(D) Plans for transportation of students attending the proposed new special school district's schools;

(E) Plans for providing food and janitorial services;

(F) Plans for election of a special school district board of education that comply with § 49-2-201;

(G) A timeline for the transfer of school functions from the system or systems from which the new school district shall draw students;

(H) School attendance zones;

(I) Parental involvement;

(J) Compliance with all applicable state and federal laws and regulations; and

(K) Any other matters deemed by the planning commission to be pertinent.

(2) The comprehensive plan shall be developed by a planning commission to be composed as follows:

(A) The county mayor and the chair or chairs of the board or boards of education from which the proposed new school system shall draw students shall be ex officio non-voting members of the planning commission. If there is a city operating a city school system from which the proposed new school district shall draw students, then the city mayor shall be an ex officio non-voting member; and

(B) The county mayor and the city mayor or mayors, if applicable, who serve on the planning commission shall each appoint four (4) members of the planning commission. Each board member of the board or boards of education from which the proposed new school system shall draw students shall appoint either a parent, teacher or school administrator from the district the board member serves to the planning commission in such a manner that parents, teachers and school administrators are represented as equally as possible. The appointed members of the planning commission shall be respected citizens of the county who are registered to vote in the county and shall, by virtue of professional experience or formal instruction, be knowledgeable in matters pertaining to K-12 education, local government, business or finance.

SECTION 2. This act shall take effect upon becoming law, the public welfare requiring it.